

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

October 23-27, 2000

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
10-24	EX	75/010,166	Johnson & Johnson	Hanak Chapman* Wendel	whether use of applicant's mark is prohibited by 18 USC §706	Refusal Reversed		mark consisting of a red Greek cross applied to a blue colored container [first aid kits]		Chicoski	No
10-24	EX	75/126,813	AutoNation Inc.	Simms* Hohein Wendel	whether the matter applicant seeks to register functions as a mark for applicant's services	Refusal Affirmed		"MEGA SELECTION" (and design) [automobile repair and maintenance services]		Micheli	No
10-24	EX	75/284,126	The Society of Certified Insurance Counselors	Walters Chapman Wendel*	Section 6 disclaimer requirement (of all wording in the mark)	Refusal Affirmed		"THE NATIONAL ALLIANCE FOR INSURANCE EDUCATION & RESEARCH" (and design) [educational services, namely, conducting classes, seminars and conferences in the field of insurance and risk management and distributing course materials in connection therewith]		Horrall	No

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(2) *=Opinion Writer; (D)=Dissenting Panel Member

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10-25	OPP	102,098	Phillips Publishing Int'l, Inc. et al. v. Internet World Broadcasting Corp.	Simms Seeherman Hanak*	2(d)	Opposition Sustained	"INVESTOR'S WORLD" and "JOHN DESSAUER'S INVESTOR'S WORLD" [financial newsletters]	"INVESTOR WORLD" [providing access to an on-line computer database and bulletin board service featuring advertising and marketing information for investment products and services; on-line computerized ordering of investment products and services]			No
10-26	EX EX EX EX	75/367,250 75/367,274 75/367,251 75/367,273	Supervalu Inc.	Seeherman* Hohein Bucher	Section 6 disclaimer requirement (of the word BASICS)	Refusal Reversed (in all four applications)		<i>four applications to register the mark "PREFERRED BASICS":</i> [home furnishings, namely, pillows, chair pads and laundry hampers; window toppers, shades, blinds and curtain rods]; [bathroom scales]; [bath products, namely, drinking glasses, soap dishes, tooth brush holders, waste baskets, toilet brushes, and tissue box holders]; [bed sheets, blankets, comforters, mattress pads, and mattress protective covers; towels, shower curtains; kitchen tablecloths, dish towels, dish cloths, placemats, pot holders, napkins; unfitted fabric furniture covers; bath rugs and area rugs]		Stoides	No

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10-26	OPP	108,967	Virgin Enterprises Ltd. v. David DeFeis	Hohein Bottorff* McLeod	2(d)	Opposition Sustained	"VIRGIN" [prerecorded audio and/or video tapes, cassettes and cartridges; prerecorded audio and video discs, phonograph records; photographic and cinematographic films]; "VIRGIN" (in stylized lettering) [shirts, t-shirts, sweat shirts, jackets, hats, clothing caps, clothing belts; etc.]; <i>and nine additional pleaded registrations incorporating the word "VIRGIN"</i>	"VIRGIN STEELE" [a series of pre-recorded audio and video cassettes, compact disks and records, featuring music; posters; t-shirts, hats, headbands, headwear; entertainment in the nature of a live musical group]			No
10-26	EX	75/398,920	i.think inc.	Quinn* Hairston Chapman	2(d)	Refusal Affirmed		"I.THINK INC." [market research services, namely, market analysis, consumer market research, advertising research, conducting marketing studies, and market research conducted in whole or in part via a worldwide computer network; research and development for new products and services for others]	"THINK INC." [business management consulting in the area of facilitating business innovation through organization and process changes]	Swain	No

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